

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rayborn *et al.*

Serial No.: 09/994,910

Filed: November 16, 2001

Confirmation No.: 7379

For: **TREATED TEXTILE ARTICLE HAVING
IMPROVED MOISTURE TRANSPORT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Examiner: A. Khan

Art Unit: 1751

Entered w/RCE dated
6/11/07
RW
6/13/07

RESPONSE AND PETITION FOR EXTENSION OF TIME

This responds to the Office Action mailed January 9, 2007 for the above-identified application. In addition, Applicants request and are submitting \$60.00 for a one-month Extension of Time up to and including May 9, 2007.

If any further Extension of Time or additional fees for the accompanying response are required, applicants request that this be considered a Petition therefor. The Commissioner is hereby authorized to charge any additional fees that may be required to Deposit Account 501923.

Claims 1-148 are pending, with Claims 1-16 and 70-148 withdrawn in response to a previous restriction requirement.

The Office has rejected Claims 17-19, 23, 44-58, 60 and 62-65 under 35 U.S.C. §102(e) as anticipated by U.S. Patent Application Publication No. 2002/0034903 ("Shoemaker"). In addition, Claims 20-22, 24-43, 59 and 61 were rejected under 35 U.S.C. §103(a) as being unpatentable over Shoemaker. Finally, Claims 66-69 stand rejected as being unpatentable over Shoemaker in view of U.S. Patent No. 4,975,325 ("McKinney").

Shoemaker was filed June 14, 2001, and claims priority to U.S. Provisional Application No. 60/212,128 filed June 16, 2000.

Attached hereto is the Declaration under 37 CFR 1.131 of Richard A. Barnhardt, the Technical Director of Apollo Chemical Corporation, the assignee of the present invention. Note that the Confirmation Number on the Declaration should be 7379. Mr. Barnhardt is signing on behalf of the assignee pursuant to MPEP 715.04(D). The other inventors, Randall L. Rayborn